

## PROFESSIONAL LICENSURE DIVISION[645]

### Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 147.76, the Board of Optometry hereby gives Notice of Intended Action to rescind Chapter 179, "Administrative and Regulatory Authority for the Board of Optometry Examiners," to amend Chapter 180, "Licensure of Optometrists," Chapter 181, "Continuing Education for Optometrists," Chapter 182, "Practice of Optometrists," and Chapter 183, "Discipline for Optometrists," and to rescind Chapter 184, "Fees," Iowa Administrative Code.

The proposed amendments would update requirements for optometry licensure and continuing education and remove language that has been added to the common chapter for the Bureau of Professional Licensure.

Any interested person may make written comments on the proposed amendments no later than September 16, 2008, addressed to Judy Manning, Professional Licensure Division, Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075; E-mail [jmanning@idph.state.ia.us](mailto:jmanning@idph.state.ia.us).

A public hearing will be held on September 16, 2008, from 8:30 to 9 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendments.

These amendments are intended to implement Iowa Code chapters 21, 147, 154 and 272C.

The following amendments are proposed.

ITEM 1. Rescind and reserve **645—Chapter 179**.

ITEM 2. Strike the words "board of optometry examiners" wherever they appear in **645—Chapter 180** and insert the words "board of optometry" in lieu thereof.

ITEM 3. Rescind subrule 180.2(2) and adopt the following **new** subrule in lieu thereof:

**180.2(2)** An applicant for licensure to practice optometry in Iowa may only apply to become a therapeutically certified optometrist.

ITEM 4. Rescind and reserve rules **645—180.4(147)**, **645—180.8(147)**, **645—180.9(147)** and **645—180.10(17A,147,272C)**.

ITEM 5. Strike the words "board of optometry examiners" wherever they appear in **645—Chapter 181** and insert the words "board of optometry" in lieu thereof.

ITEM 6. Amend paragraph **181.2(1)"a"** as follows:

a. *Requirements for nontherapeutic licensees.* Each biennium, each person who is licensed to practice as an optometrist in this state and who is not therapeutically certified shall be required to complete a minimum of 30 hours of continuing education approved by the board. Nontherapeutic licensees must comply with Iowa continuing education rules for license renewal and ~~reinstatement~~ reactivation by meeting the continuing education requirements in the state of practice.

ITEM 7. Rescind subparagraph **181.3(2)"b"(5)**.

ITEM 8. Renumber subparagraph **181.3(2)"b"(6)** as **181.3(2)"b"(5)**.

ITEM 9. Rescind paragraph **181.3(2)"c"** and adopt the following **new** paragraph in lieu thereof:

c. Required continuing education hours. Beginning with the July 1, 2008, biennium, therapeutic licensees shall provide proof of continuing education in the following areas:

(1) Current certification in CPR by the American Heart Association, the American Red Cross or an equivalent organization. At least two hours per biennium is required but credit will be granted for four hours; and

(2) Proof of current CELMO certification. If the licensee does not have current proof of CELMO certification, then the following are required:

1. Twenty hours required from COPE Category B (Ocular Disease and Management) and 20 hours required from COPE Category C (Related Systemic Disease); and

2. Ten additional hours required from any of the COPE Categories of A (Clinical Optometry), B, C and D (Optometric Business Management). Hours obtained in Category D may not exceed 6 hours of the total continuing education hours' requirement.

ITEM 10. Rescind and reserve rules **645—181.4(154,272C)** to **645—181.7(154,272C)**.

ITEM 11. Strike the words “board of optometry examiners” wherever they appear in **645—Chapter 182** and insert the words “board of optometry” in lieu thereof.

ITEM 12. Strike the words “board of optometry examiners” wherever they appear in **645—Chapter 183** and insert the words “board of optometry” in lieu thereof.

ITEM 13. Rescind and reserve rule **645—183.5(154)**.

ITEM 14. Rescind and reserve **645—Chapter 184**.